



Approval Requirements for Nonconforming Packages Transported by Rail

Federal Railroad Administration

You have asked for a FRA approval to move a tank car containing a hazardous material that no longer complies with the Hazardous Materials Regulations. In order to process your application, you should answer the questions provided on the enclosed guideline. Although filling out the guide is not required under Federal law, it will guide you in answering the necessary questions we need to process your application, so please read the questions carefully. If you have any comments on the guide please provide them to the address below. If FRA requires additional information to process your application, we will contact you.

FRA has the enforcement authority and responsibility to ensure for the safe transportation of hazardous materials. This approval does not negate any initiation of a penalty action by the Federal Railroad Administration with respect to the shipment that you seek approval to move.

With respect to the movement of tank cars overdue for periodic inspection and test, §173.31(a)(3) authorizes the movement of such a car when it contains the residue of a hazardous material (tanks may not be *filled* and then *offered* into transportation if such tanks are overdue for test). The railroad or shipper may move the car to any facility, such as a repair or cleaning facility. Remember, this section forbids "*filling*" and then "*offering*" a tank car overdue for periodic inspection and test.

Submit your request for approval to:

Federal Railroad Administration
Office of Safety Assurance and Compliance
Hazardous Materials Program
1120 Vermont Ave, N.W., Mail Stop 25
Washington, D.C. 20590
Facsimile: (202) 493-6230 or 6216

FRA contact list:

Phone

e-mail

James Rader, Director	(202) 493-6248	jim.rader@fra.dot.gov
April Hightower, Admin. Assistant	(202) 493-4668	
Kevin Blackwell	(202) 493-6315	kevin.blackwell@fra.dot.gov
Francisco Gonzalez III	(202) 493-6076	f.gonzalez@fra.dot.gov
Ray Kasey	(202) 493-6233	ray.kasey@fra.dot.gov
Bill Schoonover	(202) 493-6229	william.schoonover@fra.dot.gov
Al Taber	(202) 493-6254	al.taber@fra.dot.gov



Federal Railroad Administration Movement Approval

Approval Number _____

Company name, address, telephone, and fax number and applicant's point of contact:	Date of Application:
Location of car, destination of car, and planned rail route, including the approximate total mileage:	
Car reporting mark and number, type of rail car, and the tank car specification when applicable:	
Hazardous materials shipping description (include a copy of the shipping paper when possible):	
What is wrong with the car, and from what regulation(s) is relief sought: (If overweight, please provide a copy of the scale ticket, if available, car loading documentation and any other information used to determine the actual weight of the car)	
Planned duration for which the approval is sought:	
Explain, with supporting documentation, the measures you are taking to ensure the safe movement of the car.	

Submit your request for approval to: Federal Railroad Administration, Office of Safety Assurance and Compliance, Hazardous Materials Program, 1120 Vermont Ave., N.W., Mail Stop 25, Washington, D.C. 20590, or send a facsimile to (202) 493-6230/6216. If you should have any questions, please call the Hazardous Materials Program Division at (202) 493-6244.